

LAW OFFICES
KILYK & BOWERSOX, P.L.L.C.*Intellectual Property Law**From the Desk of*
LUKE A. KILYK***400 Holiday Court
Suite 102
WARRENTON, VA 20186****FAIRFAX OFFICE
3603-E Chain Bridge Road
Fairfax, Virginia 22030**Email: lkilyk@kbpattentlaw.com
Website: <http://www.kbpattentlaw.com>TEL.: (540) 428-1701
FAC.: (540) 428-1720
(540) 428-1721

*Admitted only in PA and DC


PLEASE DIRECT CORRESPONDENCE TO OUR WARRENTON OFFICE

FACSIMILE TRANSMISSION COVER SHEET

DATE: June 30, 2006

TO: Examiner Adepeju Omolola Pearse
Group Art Unit 1761
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RE: U.S. Patent Application No. 10/519,156
Entitled: EXTRACT OBTAINED FROM BY-PRODUCTS
OF HARD-SHELLED FRUIT AND PULSE PROCESSING,
METHOD FOR ITS PRODUCTION AND USE
Our Ref.: 3075-005

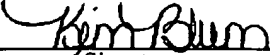
FROM: Luke A. Kilyk, Esq. 

FAC. TEL. NO.: 1-571-273-8300

NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 21

Items Attached: Amendment -- 9 pages
Declaration Under 37 C.F.R. §1.131 -- 8 pages
Petition for 1-month Extension of Time -- 1 page
Fee Transmittal -- 1 page
Credit Card Payment Form -- 1 page

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300 on June 30, 2006.

Kim Blum
Name (Print)
Signature

THE INFORMATION CONTAINED IN THIS MESSAGE IS CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. This message may also be an attorney/client communication which is privileged and confidential. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by calling us collect and return the original message to us at the above address by mail. Thank you.

PTO/SB/H7 (10-03)

Approved for use through 07/31/2008. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2006				Complete if Known																																																																																																																																																																																																																															
Effective 10/01/2003. Patent fees are subject to annual revision.				Application Number	10/519,156																																																																																																																																																																																																																														
				Filing Date	December 17, 2004																																																																																																																																																																																																																														
				First Named Inventor	KÜRSCHNER et al.																																																																																																																																																																																																																														
				Examiner Name	Adepeju Omolola Pearse																																																																																																																																																																																																																														
<input type="checkbox"/> Applicant Claims small entity status. See 37 CFR 1.27				Art Unit	1761																																																																																																																																																																																																																														
TOTAL AMOUNT OF PAYMENT (\$) 120.00				Attorney Docket No.	3075-006																																																																																																																																																																																																																														
METHOD OF PAYMENT (check all that apply)			FEE CALCULATION (continued)																																																																																																																																																																																																																																
<input type="checkbox"/> Check <input checked="" type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account Deposit Account Number: 50-0925 Deposit Account Name: Kilyk & Bowersox, P.L.L.C.			JUN 30 2006																																																																																																																																																																																																																																
The Director is authorized to: (check all that apply) <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s) <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.			3. ADDITIONAL FEES																																																																																																																																																																																																																																
FEE CALCULATION			Large Entity Small Entity																																																																																																																																																																																																																																
<table border="1" style="width: 100%; border-collapse: collapse; font-size: 0.8em;"> <thead> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1011</td><td>300</td><td>2011</td><td>150</td><td>Utility filing fee</td><td></td></tr> <tr><td>1012</td><td>200</td><td>2012</td><td>100</td><td>Design filing fee</td><td></td></tr> <tr><td>1013</td><td>200</td><td>2013</td><td>100</td><td>Plant filing fee</td><td></td></tr> <tr><td>1014</td><td>300</td><td>2014</td><td>150</td><td>Reissue filing fee</td><td></td></tr> <tr><td>1005</td><td>200</td><td>2005</td><td>100</td><td>Provisional filing fee</td><td></td></tr> <tr><td colspan="6" style="text-align: right;">SUBTOTAL (1) (\$) 0.00</td></tr> </tbody> </table>			Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid	1011	300	2011	150	Utility filing fee		1012	200	2012	100	Design filing fee		1013	200	2013	100	Plant filing fee		1014	300	2014	150	Reissue filing fee		1005	200	2005	100	Provisional filing fee		SUBTOTAL (1) (\$) 0.00						<table border="1" style="width: 100%; border-collapse: collapse; font-size: 0.8em;"> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td>1812</td><td>2,520</td><td>For filing a request for ex parte reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1251</td><td>120</td><td>2251</td><td>60</td><td>Extension for reply within first month</td><td>120.00</td></tr> <tr><td>1252</td><td>450</td><td>2252</td><td>225</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>1020</td><td>2253</td><td>510</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1680</td><td>2254</td><td>795</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2,160</td><td>2255</td><td>1,080</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>500</td><td>2401</td><td>250</td><td>Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>500</td><td>2402</td><td>250</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>1,000</td><td>2403</td><td>600</td><td>Request for oral hearing</td><td></td></tr> <tr><td>1451</td><td>1,510</td><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>1452</td><td>500</td><td>2452</td><td>250</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>1453</td><td>1,500</td><td>2453</td><td>750</td><td>Petition to revive - unintentional</td><td></td></tr> <tr><td>1501</td><td>1,400</td><td>2501</td><td>700</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>1502</td><td>800</td><td>2502</td><td>400</td><td>Design issue fee</td><td></td></tr> <tr><td>1503</td><td>1,100</td><td>2503</td><td>550</td><td>Plant issue fee</td><td></td></tr> <tr><td>1460</td><td>130</td><td>1460</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>1807</td><td>50</td><td>1807</td><td>50</td><td>Processing fee for provisional applications</td><td></td></tr> <tr><td>1808</td><td>180</td><td>1808</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>1809</td><td>790</td><td>2809</td><td>395</td><td>Filing a submission after final rejection (37 CFR 1.128(a))</td><td></td></tr> <tr><td>1810</td><td>790</td><td>2810</td><td>395</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr><td>1801</td><td>790</td><td>2801</td><td>395</td><td>Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>1802</td><td>900</td><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td><td></td></tr> <tr><td colspan="6">Other fee (specify):</td></tr> <tr><td colspan="5" style="text-align: right;">SUBTOTAL (3) (\$) 120.00</td><td></td></tr> </tbody> </table>			1051	130	2051	65	Surcharge - late filing fee or oath		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet		1053	130	1053	130	Non-English specification		1812	2,520	1812	2,520	For filing a request for ex parte reexamination		1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action		1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action		1251	120	2251	60	Extension for reply within first month	120.00	1252	450	2252	225	Extension for reply within second month		1253	1020	2253	510	Extension for reply within third month		1254	1680	2254	795	Extension for reply within fourth month		1255	2,160	2255	1,080	Extension for reply within fifth month		1401	500	2401	250	Notice of Appeal		1402	500	2402	250	Filing a brief in support of an appeal		1403	1,000	2403	600	Request for oral hearing		1451	1,510	1451	1,510	Petition to institute a public use proceeding		1452	500	2452	250	Petition to revive - unavoidable		1453	1,500	2453	750	Petition to revive - unintentional		1501	1,400	2501	700	Utility issue fee (or reissue)		1502	800	2502	400	Design issue fee		1503	1,100	2503	550	Plant issue fee		1460	130	1460	130	Petitions to the Commissioner		1807	50	1807	50	Processing fee for provisional applications		1808	180	1808	180	Submission of Information Disclosure Stmt		8021	40	8021	40	Recording each patent assignment per property (times number of properties)		1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.128(a))		1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))		1801	790	2801	395	Request for Continued Examination (RCE)		1802	900	1802	900	Request for expedited examination of a design application		Other fee (specify):						SUBTOTAL (3) (\$) 120.00					
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																																																														
1011	300	2011	150	Utility filing fee																																																																																																																																																																																																																															
1012	200	2012	100	Design filing fee																																																																																																																																																																																																																															
1013	200	2013	100	Plant filing fee																																																																																																																																																																																																																															
1014	300	2014	150	Reissue filing fee																																																																																																																																																																																																																															
1005	200	2005	100	Provisional filing fee																																																																																																																																																																																																																															
SUBTOTAL (1) (\$) 0.00																																																																																																																																																																																																																																			
1051	130	2051	65	Surcharge - late filing fee or oath																																																																																																																																																																																																																															
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet																																																																																																																																																																																																																															
1053	130	1053	130	Non-English specification																																																																																																																																																																																																																															
1812	2,520	1812	2,520	For filing a request for ex parte reexamination																																																																																																																																																																																																																															
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action																																																																																																																																																																																																																															
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action																																																																																																																																																																																																																															
1251	120	2251	60	Extension for reply within first month	120.00																																																																																																																																																																																																																														
1252	450	2252	225	Extension for reply within second month																																																																																																																																																																																																																															
1253	1020	2253	510	Extension for reply within third month																																																																																																																																																																																																																															
1254	1680	2254	795	Extension for reply within fourth month																																																																																																																																																																																																																															
1255	2,160	2255	1,080	Extension for reply within fifth month																																																																																																																																																																																																																															
1401	500	2401	250	Notice of Appeal																																																																																																																																																																																																																															
1402	500	2402	250	Filing a brief in support of an appeal																																																																																																																																																																																																																															
1403	1,000	2403	600	Request for oral hearing																																																																																																																																																																																																																															
1451	1,510	1451	1,510	Petition to institute a public use proceeding																																																																																																																																																																																																																															
1452	500	2452	250	Petition to revive - unavoidable																																																																																																																																																																																																																															
1453	1,500	2453	750	Petition to revive - unintentional																																																																																																																																																																																																																															
1501	1,400	2501	700	Utility issue fee (or reissue)																																																																																																																																																																																																																															
1502	800	2502	400	Design issue fee																																																																																																																																																																																																																															
1503	1,100	2503	550	Plant issue fee																																																																																																																																																																																																																															
1460	130	1460	130	Petitions to the Commissioner																																																																																																																																																																																																																															
1807	50	1807	50	Processing fee for provisional applications																																																																																																																																																																																																																															
1808	180	1808	180	Submission of Information Disclosure Stmt																																																																																																																																																																																																																															
8021	40	8021	40	Recording each patent assignment per property (times number of properties)																																																																																																																																																																																																																															
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.128(a))																																																																																																																																																																																																																															
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))																																																																																																																																																																																																																															
1801	790	2801	395	Request for Continued Examination (RCE)																																																																																																																																																																																																																															
1802	900	1802	900	Request for expedited examination of a design application																																																																																																																																																																																																																															
Other fee (specify):																																																																																																																																																																																																																																			
SUBTOTAL (3) (\$) 120.00																																																																																																																																																																																																																																			
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Total Claims Independent Claims: 20** = 3** = Multiple Dependent: Fee from below: Fee Paid:																																																																																																																																																																																																																																			
<table border="1" style="width: 100%; border-collapse: collapse; font-size: 0.8em;"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1202</td><td>50</td><td>2202</td><td>25</td><td>Claims in excess of 20</td><td></td></tr> <tr><td>1201</td><td>200</td><td>2201</td><td>100</td><td>Independent claims in excess of 3</td><td></td></tr> <tr><td>1203</td><td>360</td><td>2203</td><td>180</td><td>Multiple dependent claim, if not paid</td><td></td></tr> <tr><td>1204</td><td>200</td><td>2204</td><td>100</td><td>**Reissue independent claims over original patent</td><td></td></tr> <tr><td>1205</td><td>50</td><td>2205</td><td>25</td><td>**Reissue claims in excess of 20 and over original patent</td><td></td></tr> <tr><td colspan="6" style="text-align: right;">SUBTOTAL (2) (\$) 0.00</td></tr> </tbody> </table>			Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid	1202	50	2202	25	Claims in excess of 20		1201	200	2201	100	Independent claims in excess of 3		1203	360	2203	180	Multiple dependent claim, if not paid		1204	200	2204	100	**Reissue independent claims over original patent		1205	50	2205	25	**Reissue claims in excess of 20 and over original patent		SUBTOTAL (2) (\$) 0.00																																																																																																																																																																																												
Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																																																														
1202	50	2202	25	Claims in excess of 20																																																																																																																																																																																																																															
1201	200	2201	100	Independent claims in excess of 3																																																																																																																																																																																																																															
1203	360	2203	180	Multiple dependent claim, if not paid																																																																																																																																																																																																																															
1204	200	2204	100	**Reissue independent claims over original patent																																																																																																																																																																																																																															
1205	50	2205	25	**Reissue claims in excess of 20 and over original patent																																																																																																																																																																																																																															
SUBTOTAL (2) (\$) 0.00																																																																																																																																																																																																																																			
* or number previously paid, if greater; For Reissues, see above			*Reduced by Basic Filing Fee Paid																																																																																																																																																																																																																																
SUBMITTED BY																																																																																																																																																																																																																																			
Name (Print/Type)		Registration No. (Attorney/Agent)		Telephone																																																																																																																																																																																																																															
Luke A. Kilyk		33,251		1-540-428-1701																																																																																																																																																																																																																															
Signature		Date		Complete (if applicable)																																																																																																																																																																																																																															
		June 30, 2006																																																																																																																																																																																																																																	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300 on June 30, 2006.

Kim Blum
(Print)

Signature